

**JUDGE SWAIN**

## UNITED STATES DISTRICT COURT

Southern

District of

New York

JOE SIMON-WHELAN, Individually And On  
Behalf Of All Others Similarly Situated,  
Plaintiff,

## SUMMONS IN A CIVIL ACTION

V.

THE ANDY WARHOL FOUNDATION FOR THE  
VISUAL ARTS, INC., THE ESTATE OF ANDY  
WARHOL, VINCENT FREMONT, Individually and  
Successor Executor For the Estate of Andy  
Warhol, VINCENT FREMONT ENTERPRISES,  
THE ANDY WARHOL ART AUTHENTICATION  
BOARD, INC., JOHN DOES 1-20, JANE DOES  
1-10, and RICHARD ROES 1-10,

CASE NUMBER:

Defendants.

07 CV

6423

U.S. DISTRICT COURT  
SOUTHERN DISTRICT  
07 JUL 13 PM 5:09  
RECEIVED

TO: (Name and address of Defendant)

The Andy Warhol Art Authentication Board, Inc.  
525 West 20th Street, 7th Floor  
New York, New York 10011

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Lee A. Weiss  
DREIER LLP  
499 Park Avenue  
New York, NY 10022

Seth A. Redniss  
REDNISS & ASSOCIATES LLC  
185 Franklin Street, 5th Floor  
New York, New York 10013

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON****JUL 13 2007**

CLERK

DATE

*Maria Davino*

(By) DEPUTY CLERK

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT  
DISTRICT OF NEW YORK

-----X AFFIDAVIT OF SERVICE  
JOE SIMON-WHELAN, Individually and on Behalf Index No. 07 CV 6423  
of Others Similarly Situated.

Plaintiff,

- against -

THE ANDY WARHOL FOUNDATION FOR  
THE VISUAL ARTS INC, THE ESTATE OF  
ANDY WARHOL, VINCENT FREMONT,  
Individually and Successor Executor For the  
Estate of Andy Warhol, VINCENT FREMONT  
ENTERPRISES, THE ANDY WARHOL ART  
AUTHENTICATION BOARD, INC.  
JOHN DOES 1-20, JANE DOES 1-10  
AND RICHARD DOES 1-10

Defendant.

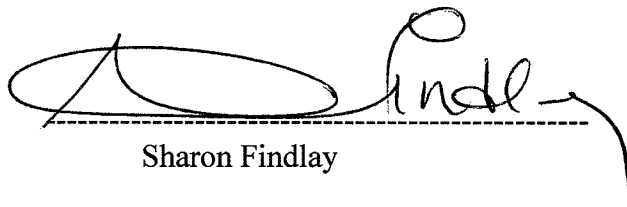
[illegible]

Sharon Findlay, being duly sworn, deposes and says: Deponent is not a party to this action, and is over 18 years of age and is a resident of the State of New York.

On July 17, 2007, at approximately 3:45 pm, at 525 West 20<sup>th</sup> Street, 7<sup>th</sup> Floor, New York, NY 10011, Deponent served the within Summons in a Civil Action, Class Action Complaint and Jury Demand, Individual Practices of Judge Laura Taylor Swain, Individual Practices of Magistrate Judge Andrew J. Peck, 3rd Amended Instructions for Filing an Electronic Case or Appeal. Guidelines for Electronic Case Filing and Procedures for Electronic Filing, upon: **The Andy Warhol Art Authentication Board Inc.** by delivering to and leaving with Claudia Defendi, Chief Curator, a true and correct copy of said documents.

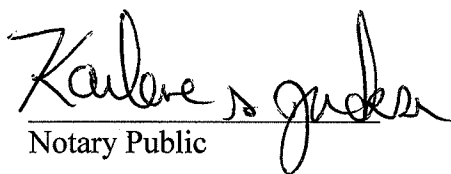
At the time of said service, Claudia Defendi, stated that she is duly authorized to accept service of legal documents on behalf of The Andy Warhol Art Authentication Board Inc.

Claudia Defendi is described a white female, approximately 45-47 yrs. of age, 120-130 lbs., 5'6"-5'7" tall, with light brown hair and wears glasses.



Sharon Findlay

Sworn to before me this  
23<sup>rd</sup> day of July, 2007



Notary Public

Karlene S. Jackson, Notary Public  
State of New York, #01JA5083169  
Qual. in Queens Cty; New York Cty  
Commission Expires November 17, 2009